

RAHUL KUMAR Vs State of Haryana

Present: Sh. Manish Kumar, Id. APP for the State.
Sh. Vinod Kataria, Advocate for accused/applicant Rahul Kumar

Today the case was fixed for arguments on bail application. Arguments on bail application of accused Rahul Kumar heard.

2. Brief facts of the present case as alleged by the complainant are that tenant residing in his premise is involved in illegal activities related to the operation of SIM Box (GSM gateway), which is being used for unauthorized telecom operations. Upon this, FIR was registered and investigation swung into motion.

3. Ld. counsel for accused argued that accused has been falsely implicated in this case by the police and nothing has been recovered by the police from the applicant/accused. Ld. Counsel further submitted that accused is in custody since 19.03.2026. The allegations leveled by the prosecution are false and baseless. Ld. Defence counsel further argued that no useful purpose would be served by detaining him further in custody as challan is yet to be filed by the prosecution. He further submitted that applicant has no role to play in the commission of alleged offence. It was further argued that the accused would abide by the conditions if any, imposed by the Court while granting concession of bail. Therefore, prayer was made to release him on bail.

4. Ld. APP for the State requested for dismissal of the bail application as the allegations levelled against accused are serious in nature; if the accused is admitted to bail then there are chances that he might jump the bail which would create hindrance in the trial of the present case. Therefore, prayed for the dismissal of the bail application.

5. I have given thoughtful consideration to the arguments advanced by learned defence counsel and learned Assistant Public Prosecutor. Case file carefully perused. As per the case of prosecution, the applicant/accused has been booked under the provisions of Sections

318(4), 319, 61(2) of BNS and 42(2)(A), 42(3)(F) of TC Act, 2023. The offence allegedly committed by the accused/applicant falls under the provision of Section 318(4) of IPC, which is punishable with imprisonment up to seven years and a fine. Since, the allegations against the accused are grave and serious in nature and a specific role has been played by the accused. Moreover, there is every apprehension that in case the applicant/accused is released on bail, he may pressurize the witnesses and tamper with the evidence and abscond from trial. Hence, keeping in view of aforesaid discussion, this Court of the firm view that the applicant/accused does not deserve the concession of bail. **Accordingly, the bail application filed on behalf of applicant/accused Rahul Kumar is hereby dismissed. BA/1306/2026 stands disposed of accordingly. Papers be tagged with the main case file.**

Date of Order: 27.03.2026
Supriya, SG-II

(Dr. Mohd. Imtiyaj Khan)
Judicial Magistrate Ist Class,
Gurugram. (UID -HR0533)